

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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| ANWAR, <i>et al.</i> , | :: | |
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| Plaintiffs, | :: | |
| | :: | |
| v. | :: | |
| FAIRFIELD GREENWICH LIMITED, <i>et al.</i> , | :: | MASTER FILE NO. 09-CV-0118 (VM) |
| | :: | |
| Defendants. | :: | |
| | :: | |
| This Document Relates To: All Actions | :: | |
| | X | |

NOTICE OF MOTION

PLEASE TAKE NOTICE, that upon the Memorandum of Law in Support of the FG Defendants' Motion to Dismiss the Second Consolidated Amended Complaint, the annexed declaration of Michael Thorne, Esq., dated December 22, 2009 and the exhibits attached thereto; the annexed affidavit of Gerard Farara and the exhibits attached thereto; and the annexed affidavit of Rod Attride-Stirling and the exhibits attached thereto, Defendants Daniel Lipton, Mark McKeefry, Walter Noel, Andrés Piedrahita, Jeffrey Tucker, Amit Vijayvergiya, Fairfield Greenwich Limited, Fairfield Greenwich (Bermuda) Ltd., Fairfield Greenwich Advisors LLC, Fairfield Risk Services Ltd., and Fairfield Heathcliff Capital LLC (the "FG Defendants"), by their undersigned attorneys, hereby move this Court, before the Honorable Victor Marrero, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007, on a date and at a time to be designated by the Court, for an Order: (1) dismissing with prejudice, pursuant to Federal Rules of Civil Procedure 9(b), 12(b)(1), and 12(b)(6), the Private Securities Litigation Reform Act of 1995, 15 U.S.C. § 78u-4(b), and the Securities Litigation

Uniform Standards Act of 1998, 15 U.S.C. § 78bb(f), all of the claims against the FG Defendants set forth in the Second Consolidated Amended Complaint in the above-captioned action; and (2) granting such other and further relief as this Court may deem just and proper.

Dated: New York, New York
December 22, 2009

Respectfully submitted,

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